

M'WHIRTER CASE IS AHEAD AGAIN

Taking of Testimony Is Begun
in the Trial of "Dr. Jim"
Donaldson.

BREEDEN LOSES TEMPER

SCOTCHMAN REPEATS STORY OF
\$10,000 ROBBERY.

Attorney General M. A. Breeden occupied the limelight in the trial of "Doctor" Jim Donaldson yesterday afternoon. Major M. A. Breeden appeared as special prosecutor in the case to assist District Attorney Looftbourrow.

With characteristic eloquence the attorney general made the opening statement to the jury. It lasted forty-two minutes. During the course of the oration the militant attorney general was settled by several interruptions by Attorney S. A. King for the defense, who took exception to the line of argument pursued. These objections usually had the effect of causing the attorney general to forget at what point he was left off in his address when he was interrupted. The repeated objections so incensed Mr. Breeden that toward the close of the argument he fairly shouted:

Breeden Gets Mad.

"Am I to be interfered with all the time?"

"Just as often as your argument is improper," said Attorney King quietly.

"When you put a halter around a man's neck he usually squeals," and the attorney general, apparently pleased with the simile, made his voice re-echo through the court room. "I don't wonder you squeal now."

Without finishing the opening plea the attorney general took his seat. The attorney for the defense asked that the record show an objection on his part to what he termed the misconduct of the attorney general.

"Sandy" Is Rattled.

Even Alexander McWhirter, whose name has become a household word in Utah, caught the spirit of the attorney general and became somewhat flustered in the telling of the story of the robbery in the Antler rooming house. The story did not differ materially from what he told of the occurrence in various other court proceedings, albeit he insisted on calling a radiator a refrigerator to the delight of his auditors.

The morning session of the court was taken up with examining of talesmen in a vain effort to secure the two remaining jurors necessary to fill the jury box. The first fifteen minutes of the afternoon, however, the two jurors were accepted and sworn. They were Wallace T. Penton, a carpenter for the Utah Light & Railway company and Samuel H. Calder, a salesman for the Clayton Music company.

Opening Address Begun.

After the jury box had been filled Attorney General M. A. Breeden began his opening address. After outlining the preliminary meeting of the McWhirters and Larry O'Brien, Mr. Breeden described the transactions in the Antler rooming house. He told of the card game, the alleged theft of \$2,000 by "Dr. Jim" Donaldson and of the appearance of the two men claiming to be policemen.

"One of these men," said the attorney general, "will testify in this case in behalf of the state. He is W. H. Parent. You've probably heard of him. Mr. Parent will tell you how the money stolen from the McWhirters was divided. Each of the men in the game was given a share and a certain percentage set aside for others whose names I won't mention at this time because it may not be brought out in the evidence."

Mr. King was on his feet in an instant with an objection to any reference to any money being stolen from the McWhirters. The attorney general would give their names.

Sheets to Get \$2,000.

"Very well, then," said Mr. Breeden, "we expect to show by the evidence that \$2,000 of this money was laid aside for Chief Sheets. Sheets, however, isn't on trial and I won't mention his name."

After several more objections and arguments the attorney general gave vent to his indignation and then sat down.

Names of Witnesses a Secret.

When the atmosphere cleared Attorney S. A. King moved that the state furnish to the defense the names of such witnesses as it intended calling. The witnesses who were named in the preliminary hearing are named in the information, but Mr. King said he wished the names of the others. Judge Armstrong overruled the motion.

The defense also moved that the state elect on which count Donaldson was to be tried, whether for grand larceny or for robbery, the crimes charged by the information. The court also overruled this motion.

J. D. H. McAllister, deputy county surveyor, was the first witness called by the state. A chart showing a diagram of the Antler rooming house and the room in which the robbery is alleged to have taken place was introduced in evidence.

Robbery Story Again Retold.

There was a murmur of interest in the room when Alexander McWhirter was called as the next witness. The unsophisticated youth from Mayhew, who went at the police station as he told the story of the theft of his money by a gang of bunco men, has been transformed into a neatly attired business man. He carefully explained the location of the objects in the room by the aid of the chart, then launched into the narrative. The Scotchman went more minutely into Donaldson's alleged connection with the



We take our hat off to the weather man for he is certainly a peach. It's a fact, however, that all the well-dressed people in this community appreciate "Money Back" Shoes. And they all wear them. Over 100 styles at \$3.50 that are \$5.00 elsewhere. The grades at \$5.00 and up are only handled here. Canvas oxfords in all colors at \$1.45 and up. Davis Shoe Co.

STATE COMMITTEE'S TRIBUTE TO ORANGE J. SALISBURY.

The following resolutions were adopted by the State Republican committee yesterday:

It having pleased Almighty God to take from this world the soul of Orange J. Salisbury, our friend and fellow citizen, whom we have known and loved; and whereas, He was at the time of his death chairman of the State Republican committee of Utah, and it being the desire of the committee to place on record the evidence of its appreciation of his services to his party and of his worth as a citizen; now, therefore,

Resolved, That the Republican party of Utah has lost a true, just and wise leader who without expectation of reward and with a desire only to serve his party and state, with malice toward none, performed his duty with rare courage and lofty patriotism.

Resolved, That we express our profound respect for his private virtues and public character. We will long remember him for his modest and unassuming manner; his gentle and prudent counsel, and the integrity of purpose with which he performed in full measure the high duties of good citizenship. There was not an hour of his useful life passed in the midst of not marked by an unselfish desire to advance the prosperity and welfare of the people of his adopted state.

Resolved, That a copy of these resolutions be engrossed and sent to his family, and that a copy be sent to the Inter-Mountain Republican, The Salt Lake Herald and the Deseret Evening News.

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THIRTY-THREE BRIDES FIND AFFINITY, WHICH IS RECORD FOR THIS VICINITY

The marriage license record for one day was equaled yesterday when thirty-three licenses were issued. The record day heretofore was October 2, 1906, when the same number of licenses were issued.

There were only thirty-one couples on the list when the office closed last evening, but two blank licenses were taken out by deputies to be issued last evening, although the names will not appear on the record until Friday.

The rush to secure tickets over the matrimonial route was particularly heavy early in the afternoon and at one time there were four couples lined up on the benches in the lobby of the clerk's office, while candidates for the married state stood before the counter.

The list of happy hearts follows:

4338—Norman B. Campbell, Oakland, Cal.
Ethel Seranton, Salt Lake.
4339—Guy A. Wilson, Salt Lake.
Mabel T. Hewlett, Salt Lake.
4340—Arthur W. Charter, Sandy.
Louise Jensen, Sandy.
4341—John Peterson, Salt Lake.
Agnes Victoria Anderson, Salt Lake.
4342—T. S. Jensen, Salt Lake.
Mery E. Tuckett, Salt Lake.
4343—Erastus W. Stringfellow, Salt Lake.
Bertha Bennett, Taylorville.
4344—Carl T. Most, Dillon, Mont.
Clara Emma Short, Salt Lake.
4345—J. Frank Stevens, Taylorville, Ida.
Julia C. Battle, Atlanta, Ga.
4346—Nathan T. Allen, Salt Lake.
Enid Brind, Salt Lake.
4347—Alex. Huglund, Park City.
Hulda Enell, Park City.

PEACHES ARRIVE TO TEMPT THE MOUTH AND PURSE ON MARKET ROW

Peaches! Peaches! Pink peaches, just turning red! Utah peaches, as dainty in their coloring as the complexion of a Utah June bride. It seems a shame to eat them; they are so sweet, and so delicate and so charming as they snuggle closely together. These Utah peaches are the first of the season. They are attractive to the eye, and worth a dollar a piece, but the market man says that any respectable citizen may take away two pounds of them for a quarter.

Then there are Utah currants. Rosy and red currants, with a taste that is just right to whet the appetite for more. They come from the first of the season from the Utah patches.

Watermelons continue to charm the eye of the colored man and cause his mouth to water. They are about \$1 each. They come from Texas, and are warranted to be caught with a lasso on the plains and to be free from rattlesnake poison.

Cherries Are Ripe, Too.

Cherries are tempting at 25 cents for two pounds and tomatoes demand attention at 20 cents a pound. The tomatoes are exceptionally good.

Fresh figs are selling at 20 cents the pound. Apples are still at 35 cents each, which apparently is not conducive to a tremendous and amazing demand, although the sale is fairly good.

crime than hitherto. He told of each play in the "hokey-pokey" game that he has such good cause to remember. During his testimony he was closely checked by Attorney S. A. King, who followed his story closely with transcripts of his evidence in former hearings, ever alert for discrepancies. When Alexander reached the point in his story where Parent and Bell entered the room in the guise of policemen, court was adjourned until this morning.

Other Probable Witnesses.

Alexander McWhirter will be on the stand when court opens this morning. The morning session will probably be more than taken up with completing his direct examination and with the cross-examination. He will probably be followed by William McWhirter, who will be called to corroborate Alexander. W. H. Parent will doubtless prove the state's star witness in the case. He has turned state's witness in the case and the prosecution expects to show by his testimony the inside workings of the bunco gang and the actual commission of the crimes with which Donaldson is charged.

A prompt, pleasant, good remedy for coughs and colds is Kennedy's Laxative Cough Syrup. It is especially recommended for babies and children, but good for every member of the family. Contains honey and tar and tastes nearly as good as maple syrup. Children like it. Sold by Chas. Van Dyke, 280 South Main.

Sixty Years' Experience of an Old Nurse.

Mrs. Winslow's Soothing Syrup is the prescription of one of the best female physicians and nurses in the United States, and has been used for sixty years with never-failing success by millions of mothers for their children. During the process of teething its value is incalculable. It relieves the child from pain, cures diarrhea, griping in the bowels, and wind colic. By giving health to the child it rests the mother. Price, 25 cents a bottle.

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Reduced Rates East and West.

Ask any Oregon Short Line or Union Pacific agent about rates east and west during June, July and August. SPECIAL EXCURSION RATES in effect from time to time to principal Pacific coast and eastern points.

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None better.
None so good.

DESERTED BY HIS WIFE
Judge Armstrong Gives Abandoned
Husband a Decree of
Divorce.

David S. Stone sought and secured a decree of divorce from his wife, Margaret Stone, yesterday, Judge Armstrong hearing the evidence.

Stone said that he was married July 31, 1902, at Ogden, and that he was deserted May 15, 1906. Asked if he knew the cause of her desertion, he replied that she claimed that he did not support her, but he asserted that this was an untruth. His testimony was corroborated by Minnie Sanford.

The decree grants the custody of the two children, a girl of 4 and a boy of 2, to the defendant.

JENKINS LEFT FORTUNE.

Stewart J. Jenkins, who was killed by a street car at Third Street and Sixth East streets June 18, left \$15,000. This statement is contained in an application for letters of administration for the estate, which were filed in the probate division of the district court yesterday by John W. Jenkins and Albert V. Jenkins, brothers of the deceased. The estate is divided into \$10,000 in real estate, \$4,000 in personal property and \$1,000 in cash. There are seven heirs, brothers and sisters of the deceased.

Contest Notes.

Judge Lewis yesterday entered judgment in favor of the Third Detective Service company against A. E. Driggs for \$1,022.22 and \$50 attorney's fees. The action was brought on a promissory note made in October, 1903.

BEATTY ASKS INJUNCTION.

Controversy With Mrs. Little Taken to District Court.

Dr. T. R. Beatty asks the district court to set his controversy with his neighbor, Alice E. Little. Dr. Beatty asserts that Mrs. Little keeps three roosters in her yard which adjoins his at 500 East First South street and that their crowing annoys him and his family. It is also asserted that the defendant has supplied her two sons with tin horns for the purpose of annoying the plaintiff.

Dr. Beatty seeks to secure an injunction.

Severe Pains

When a prominent nerve is affected, the pain is severe. It is called neuralgia. It may be in either the head or body. Relief comes only when this nerve trouble is overcome. By its soothing and strengthening influence upon the nervous system Dr. Miles' Nervine removes the cause.

It was about two years ago that I was taken down with what the doctors claimed was neuralgia, and some called it lightning rheumatism. Sharp pains would go from one place to another, mostly in my head, and they would last two or three days before I could get relief. During these spells I would be so nervous that I hardly knew what I was doing. The pains were so severe and exhausting that my husband would have to steady me when walking across the room. I went about all sorts, and my head would palpitate, and in a day or two I would feel better. Just as soon as I would expose myself to the least breeze I was sure to have a spell of neuralgia. I have taken lots of doctor's medicine, but I might just as well have taken Dr. Miles' Nervine and I am thankful that I was persuaded to do so, for the Nervine has cured me—has driven it out of my system."

2122 Savannah Ave., St. Joseph, Mo.
Dr. Miles' Nervine is sold by your druggist, who will guarantee that it will cure you. If it fails, he will refund your money.

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A Remarkable Sale to Reduce Stocks Parasols Must Go

And they will, for Bargains like this must bring crowds and cause such rapid selling that stocks will fairly melt away. Every parasol in the house, and the stock is greater than ever before, is included in this great stock reducing sale, and the best styles and the season's greatest novelties in ladies' and children's parasols are cut to prices in every instance from one-third to one-half less than actual value or regular selling price.

THE ENTIRE STOCK IS DIVIDED INTO TEN GREAT SALE LOTS.

AS FOLLOWS:

Children's Parasols that sell regularly at 25c each. The sale price, 12c.

Children's Parasols, a great variety of styles and colors; regular selling price 35c to 50c each. Sale price 25c.

Parasols that sell regularly up to 50c each, in this week's sale, 49c.

Parasols for ladies and children, excellent \$1.25 to \$1.50 styles, go, in this sale, 79c.

A beautiful line of nobby styles in ladies' and children's parasols, worth up to \$1.50 each, in this sale, 99c.

A great variety of elegant styles of parasols in qualities you'd never expect to buy for less than \$2.50 to \$3.00, are on sale here at \$1.49.

Regular \$2.75 to \$3.75 parasols in the greatest variety to choose from, go at \$1.95.

All our beautiful \$4.00, \$4.50 and \$5.00 parasols in the stock reduced to \$2.95.

The prettiest, most elegant nobby parasols that sold regularly at from \$6.00 up to \$7.50, go, in this sale, \$3.75.

You'll be surprised at the beauty and elegance of our regular \$5.50, \$6.00 and \$10.00 parasols. Your choice in this sale, \$3.50.

You Should Buy Bonne Femme CURTAINS

THIS WEEK TAKE ADVANTAGE OF THESE ASTONISHING LOW PRICES. THEY ARE A FITTING WIND-UP TO THE BUSIEST JUNE WE'VE KNOWN IN YEARS.

White Bonne Femme Curtains, Value \$3.50. This week, \$2.20.

\$4.50 White Bonne Femme Curtains, three new styles. This week, \$2.60.

\$5.50 Bonne Femme Curtains, white and Arabian colors. This week, \$3.88.

White and Arabian colored Bonne Femme Curtains, Value \$7.50. This week, each, \$4.95.

\$10.00 Bonne Femme Curtains, in white and Arabian colors. This week, each, \$6.60.

GARDNER DAILY STORE NEWS

The 4th Will Soon Be Here

Where is the man but what wants to be well dressed when the Fourth comes round?

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A Straw Hat, Negligee Shirt, Belt, Cane, Tie, Hose, Cuffs, a Soft Collar or Fancy Waist-coat.

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